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<b>TO:</b>	Examiner William H. Beisner Art Unit 1744	<b>FROM:</b>	Frank C. Eisenschenk, Ph.D. (Reg. No. 45,332)
<b>COMPANY:</b>	U.S. Patent & Trademark Office	<b>DATE:</b>	March 11, 2005
<b>FAX NO.:</b>	(703) 872-9306	<b>NO. OF PAGES:</b>	4
		<b>(INCLUDING COVER SHEET)</b>	

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**SUBJECT/MESSAGE:** U.S. Patent Application Docket No. TPI-T400C2Z1  
SYSTEM AND METHOD FOR OPTIMIZING TISSUE BARRIER TRANSFER OF  
COMPOUNDS  
(Cima *et. al.*)  
Serial No. 10/694,640; Filed October 27, 2003

**ATTACHMENTS:** Information Disclosure Statement Under 37 CFR §§ 1.56, 1.97 and 1.98  
(2 pages)  
Form PTO/SB/08 (1 page)

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MAR 11 2005

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facsimile transmitted to the United States Patent  
Office on March 11, 2005.



Frank C. Eisenschenk, Ph.D., Patent Attorney

**INFORMATION DISCLOSURE STATEMENT**

Examining Group 1744

Patent Application

Docket No. TPI-T400C2Z1

Serial No. 10/694,640

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner : William H. Beisner  
Art Unit : 1744  
Applicants : Michael J. Cima, Hongming Chen, J. Richard Gyory, Anthony V. Lemmo  
Serial No. : 10/694,640  
Filed : October 27, 2003  
Conf. No. : 3998  
For : System and Method for Optimizing Tissue Barrier Transfer of Compounds

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.56, 1.97, AND 1.98**

Sir:

In accordance with 37 C.F.R. § 1.56, the reference listed on the attached form PTO/SB/08 is being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. However, Applicants have not submitted a copy of the U.S. patent cited on attached Form PTO/SB/08 pursuant to 37 CFR 1.98(a)(2)(ii).

This information is being submitted subsequent to the later of three months after the filing date of the present application or the mailing of the first Office Action on the merits, but before the mailing of a final action or the Notice of Allowance. Accordingly, the undersigned hereby certifies that to the knowledge of the undersigned, after making reasonable inquiry, no

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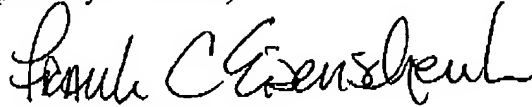
Docket No. TPI-T400C2Z1  
Serial No. 10/694,640

item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08 with initials or other appropriate marks. If any additional fee is required, or to credit any overpayment, please use Deposit Account No. 19-0065.

Applicants respectfully assert that the substantive provisions of 37 C.F.R. §§ 1.56, 1.97, and 1.98 are met by the foregoing statements.

Respectfully submitted,



Frank C. Eisenschenk, Ph.D.

Patent Attorney

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Attachment: Form PTO/SB/08

PTO/SB/08A (08-03)

Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Application Number	10/694,640
				Filing Date	October 27, 2003
				First Named Inventor	Michael J. Cima
				Art Unit	1744
				Examiner Name	William H. Beisner
Sheet	1	of	1	Attorney Docket Number	TPI-T400C2Z1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number - Kind Code* (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	U1	US-4,835,102	05-30-1989	Bell et al.	All
	U2				
	U3				
	U4				
	U5				
	U6				
	U7				
	U8				
	U9				
	U10				
	U11				
	U12				
	U13				
	U14				
	U15				
	U16				
	U17				
	U18				
	U19				
	U-20				
	U-21				

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 01.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard T.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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